## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS 2010 JAN 29 PM 12: 30 FORT WORTH DIVISION

CLERK OF COURT

JOSE MERCED, PRESIDENT, TEMPLO YORUBA OMO	<b>9</b>	OLLINI OI
ORISHA TEXAS INC.,	9 9	
Plaintiff,	<i>§</i>	
vs.	<i>9</i>	CIVIL ACTION NO. 4-06CV-891-A
THE CITY OF EULESS,	9 9	
Defendant.	§	

## **JOINT STIPULATION OF DISMISSAL** OF ATTORNEYS' FEES MOTIONS WITH PREJUDICE

TO THE HONORABLE JUDGE OF THE COURT:

WHEREAS Plaintiff filed motions for attorneys' fees on September 30, 2009;

WHEREAS the parties entered into a mediated settlement agreement on January 26, 2010;

AND WHEREAS, as part of that agreement, the Defendant City of Euless has agreed to pay Plaintiff Jose Merced a sum of \$175,000 in attorneys' fees,

In consideration of and pursuant to that agreement,

COMES NOW Plaintiff, JOSE MERCED and Defendant, THE CITY OF EULESS, and files their Joint Stipulation of Dismissal of Attorneys' Fee Motions with Prejudice.

- 1. Plaintiff moves to dismiss any and all motions for attorneys' fees.
- 2. Defendant, who has responded, agrees to the dismissal.
- 3. This stipulation of dismissal of all motions for attorneys' fees actually filed and/or that could have been filed by the Plaintiff is with prejudice to refiling.

- 4. The parties stipulate that dismissal will resolve the only outstanding claim between them.
- 5. The parties stipulate that this dismissal has no effect upon the final judgment and permanent injunction already entered on September 16, 2009, and that the permanent injunction remains in full force and effect.

Respectfully/submitted.

ORD BULLOCK

State Bar No. 00793423

Respectfully submitted,

BY: JOHN WHEAT GIBSON

State Bar No. 07868500

JOHN WHEAT GIBSON

State Bar No. 07868500

By: John Wheat Gibson

Dallas, Texas 75202

701 Commerce, Suite 800

WILLIAM M. MCKAMIE

State Bar No. 13686800

By: Bradford E. Bullock

BRADFORD E. BULLOCK

State Bar No. 00793423

Law offices of William M. McKamie, P.C.

941 Proton Road

San Antonio, Texas 78258

210.546.2122

210.546.2130 (Fax)

BY: ERIC C. RASSBACH State Bar No. 24013375

214.748.6944

214.748.8693

ATTORNEYS FOR DEFENDANT

Eric C. Rassbach State Bar No. 24013375 Lori Halstead Windham Hannah C. Smith Luke W. Goodrich The Becket Fund for Religious Liberty 3000 K St., NW, Suite 220 Washington, DC 20007 202.955.0095 202.955.0090 (Fax)

ATTORNEYS FOR PLAINTIFF

Respectfully submitted,

BY: BRADFORD E. BULLOCK

State Bar No. 00793423

WILLIAM M. MCKAMIE State Bar No. 13686800 By: Bradford E. Bullock BRADFORD E. BULLOCK State Bar No. 00793423 Law offices of William M. McKamie, P.C. 941 Proton Road San Antonio, Texas 78258 210.546.2122 210.546.2130 (Fax)

ATTORNEYS FOR DEFENDANT

Respectfully submitted,

State Bar No. 07868500

JOHN WHEAT GIBSON State Bar No. 07868500 By: John Wheat Gibson 701 Commerce, Suite 800 Dallas, Texas 75202

214.748.6944 214.748.8693

BY: ERIC C. RASSBACH State Bar No. 24013375

Eric C. Rassbach State Bar No. 24013375 Lori Halstead Windham Hannah C. Smith Luke W. Goodrich The Becket Fund for Religious Liberty 3000 K St., NW, Suite 220 Washington, DC 20007 202.955.0095 202.955.0090 (Fax)

ATTORNEYS FOR PLAINTIFF